

**Senate File 99 - Introduced**

SENATE FILE 99  
BY LOFGREN

**A BILL FOR**

1 An Act relating to consumer fireworks.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.301, subsection 16, Code 2021, is  
2 amended to read as follows:

3 16. a. The board of supervisors may by ordinance or  
4 resolution prohibit or limit the use of consumer fireworks or  
5 display fireworks, as described in [section 727.2](#), if the board  
6 determines that the use of such devices would constitute a  
7 threat to public safety or private property, or if the board  
8 determines that the use of such devices would constitute a  
9 nuisance to neighboring landowners.

10 b. The board of supervisors may by ordinance or resolution  
11 prohibit or limit the sale of any variety of consumer  
12 fireworks, as described in [section 727.2](#), if the board  
13 determines there is clear and convincing evidence that the sale  
14 of such consumer fireworks would constitute a threat to public  
15 safety or public health.

16 Sec. 2. Section 364.2, subsection 6, Code 2021, is amended  
17 to read as follows:

18 6. a. A city council may by ordinance or resolution  
19 prohibit or limit the use of consumer fireworks, display  
20 fireworks, or novelties, as described in [section 727.2](#).

21 b. A city council may by ordinance or resolution prohibit  
22 or limit the sale of any variety of consumer fireworks, as  
23 described in [section 727.2](#), if the city council determines  
24 there is clear and convincing evidence that the sale of such  
25 consumer fireworks would constitute a threat to public safety  
26 or public health.

27 EXPLANATION

28 The inclusion of this explanation does not constitute agreement with  
29 the explanation's substance by the members of the general assembly.

30 This bill relates to consumer fireworks. The bill allows a  
31 county board of supervisors or a city council to, by ordinance  
32 or resolution, prohibit or limit the sale of any variety of  
33 consumer fireworks if the board or city council determines  
34 there is clear and convincing evidence that the sale of such  
35 consumer fireworks would constitute a threat to public safety

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1 or public health.